

## Categorical Exclusion Review

U.S. DEPARTMENT OF THE INTERIOR  
 BUREAU OF LAND MANAGEMENT  
 Boise District Office  
 Four Rivers Field Office

### Camp Creek Allotment Grazing Preference Transfer

**CE No.:** DOI-BLM-ID-B010-2010-0065-CX

**Lease/Serial/Case File Number:** 1103970

**Purpose and Need for Action:** To address the Grazing Preference Application and Preference Transfer Application filed by Camp Creek Meadows Partnership in accordance with the grazing regulations (43 CFR 4110.2-3 Transfer of grazing preference) and the National Environmental Policy Act (NEPA).

Camp Creek Meadows Partnership (Authorization # 1103970) has acquired the base property back from Monty Pearce (Authorization:#1101843) due to the Agreement for Termination of Real Property Sale Contract, for grazing use on the Camp Creek Allotment (#00033). Loss of ownership and control of the base property for Camp Creek Allotment terminates the previous grazing permit immediately (43 CFR 4110.2-1. (d), (Authorization #1101843). Therefore, the acceptance and approval of the valid Application for Transfer of Grazing Preference (Form 4130-1a) would transfer the grazing preference from Monty Pearce (Authorization#1101843) to Camp Creek Meadows Partnership (Authorization # 1103970).

**Description of Proposed Action:** Transfer of the active grazing preference within the Camp Creek Allotment (#00033) from Monty Pearce to Camp Creek Meadows Partnership, due to acquiring the base property back. The authorized AUMs and the Season of Use of the new permit (Authorization # 103970) would be consistent with the previous permit (Authorization# 1101843), and are identified below. Allotment terms and conditions would also remain consistent with the previous permit. Adjustment in livestock numbers from 150 to 15 is necessary for BLM Rangeland Administration System (RAS) to appropriately calculate AUMs for billing purposes for the Camp Creek Allotment. The issuance of a grazing permit is processed through a separate action and is addressed in the Determination of Land Use Plan Conformance and NEPA Adequacy (DNA) #DOI-BLM-ID-B010-2010-0066-DNA; and in accordance with 43 CFR 4130.2 and 4160.1.

**From: Authorization # 1101843**

Allotment	Livestock	Season of Use	Percent Public Land	Preference		
				Active	Suspended	Total
Camp Creek (00033)	150 Cattle	04/20 to 11/15	8%	36	0	36

**To: Authorization # 1103970**

Allotment	Livestock	Season of Use	Percent Public Land	Preference		
				Active	Suspended	Total
Camp Creek (00033)	15 Cattle	04/20 to 11/15	8%	36	0	36

1. Livestock grazing for the Camp Creek Allotment will comply with the field manager's decision.
2. AUM's identified above show maximum AUMs for the season of use identified above. Authorized AUM's will not be exceeded on public lands. Cattle or horses are authorized on the Camp Creek Allotment, livestock numbers may vary provided dates are not exceeded, and overuse does not occur on public land.

3. Changes to the scheduled use require prior approval, on an annual basis.
4. The annual grazing use report (BLM form 4130-5) must be properly completed, signed, dated and submitted within 15 days of completing your authorized annual grazing use.
5. Livestock turn-out is subject to Boise District range readiness criteria.
6. Pursuant to 43 CFR 10.4(b), the permittee must notify the BLM field manager, by telephone followed with written confirmation, immediately upon discovery of human remains, funerary objects, sacred objects, or objects of cultural patrimony (as defined in 43 CFR 10.2) on federal land. Pursuant to 43 CFR 10.4(c), permittee must immediately stop any ongoing activities connected with the discovery and make a reasonable effort to protect the discovered remains or object.
7. Salt and/or mineral blocks shall not be placed on public lands within on quarter (1/4) mile of springs, streams, meadows, riparian habitats or aspen stands.
8. Trailing may be approved annually upon permittee's application for a crossing permit and in accordance with 43 CFR 4130.6-3.

**General Terms and Conditions:**

1. Grazing permit or lease terms and conditions and the fees charged for grazing use are established in accordance with the provisions of the grazing regulations now or hereafter approved by the Secretary of the Interior.
2. They are subject to cancellation, in whole or in part, at any time because of:
  - a. Noncompliance by the permittee/lessee with rules and regulations.
  - b. Loss of control by the permittee/lessee of all or a part of the property upon which it is based.
  - c. A transfer of grazing preference by the permittee/lessee to another party.
  - d. A decrease in the lands administered by the Bureau of Land Management within the allotment described.
  - e. Repeated willful unauthorized grazing use.
  - f. Loss of qualifications to hold a permit or lease.
3. They are subject to the terms and conditions of allotment management plans if such plans have been prepared. Allotment management plans MUST be incorporated in permits or leases when completed.
4. Those holding permits or leases MUST own or control and be responsible for the management of livestock authorized to graze.
5. The authorized officer may require counting and/or additional or special marking or tagging of the livestock authorized to graze.
6. The permittee's/lessee's grazing case file is available for public inspection as required by the Freedom of Information Act.
7. Grazing permits or leases are subject to the nondiscrimination clauses set forth in Executive Order 11246 of September 24, 1964, as amended. A copy of this order may be obtained from the authorized officer.
8. Livestock grazing use that is different from that authorized by a permit or lease MUST be applied for prior to the grazing period and MUST be filed with and approved by the authorized officer before grazing can be made.
9. Billing notices are issued which specify fees due. Billing notices, when paid, become a part of the grazing permit or lease. Grazing use cannot be authorized during any period of delinquency in the payment of amounts due, including settlement for unauthorized use.
10. Grazing fee payments are due on the date specified on the billing notice and MUST be paid in full within 15 days of the due date, except as otherwise provided in the grazing permit or lease. If payment is not made within that time frame, a late fee (the greater of \$25 or 10 percent of the amount owed but not more than \$250) will be assessed.

11. No Member of, or Delegate to, congress or Resident Commissioner, after his/her election of appointment, of either before or after he/she has qualified, and during his/her continuance in office, and no officer, agent, or employee of the Department of the Interior, other than members of Advisory committees appointed in accordance with the Federal Advisory Committee Act (5 U.S.C. App.1) and Sections 309 of the Federal Land Policy and Management Act of 1976 (43 U.S.C. 1701 et seq.) shall be admitted to any share or part in a permit or lease, or derive any benefit to arise therefrom: and the provision of Section 3741 Revised Statute (41 U.S.C. 22), 18 U.S.C. Sections 431-433, and 43 CFR Part 7, enter into and form a part of a grazing permit or lease, so far as the same may be applicable.

**Project Location** The Camp Creek Allotment (#00033) is located approximately four miles NW of Cambridge, Idaho. Public land within Camp Creek Allotment is found in Attachment 1 Map - Camp Creek Allotment (#00033) - T. 15 N., R. 04W Sec. 1, 12, 13, 24; T. 16 N., R. 03 W., Sec. 31; T. 15 N., R. 03W., Sec. 6, 7, 18, 19, 20.

**Applicant (if any):** Camp Creek Meadows Partnership, Payette, Idaho

**Part I – Plan Conformance Review**

**This proposed Action is subject to the following land use plan:** Cascade Resource Management Plan (CRMP)  
**Date Plan Approved:** July 1, 1988

**Remarks:** The proposed action is in conformance with the LUP, because it is clearly consistent with the Range Program Objectives and Recommendations within the Range Management Section of the Cascade RMP.

**Part II – NEPA Review**

- A. Categorical Exclusion Review: This proposed action qualifies as a categorical exclusion under 516 DM 11.9 D (Rangeland Management) for the (1) approval of transfers of grazing preference.
- B. Exceptions Review (Departmental List of Extraordinary Circumstances Review): Review the 12 exceptions which apply to individual actions within categorical exclusion. Environmental documents (EA or EIS) must be prepared for any actions involving these exceptions. The following Departmental List of Extraordinary Circumstances applies to individual actions. Departmental instructions mandate that environmental documents **MUST BE PREPARED** for actions which may: (Mark applicable answer for each item. If “yes”, prepare an EA/EIS and append this form to it.)

**List of Exceptions**

1. Have significant impacts on public health or safety.

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Specialist Signature/Date: /s/ <i>Christina Handy</i> 7/29/2010
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*Comments/Explanation:* This administrative transfer would not have any significant impacts on public health or safety. Livestock grazing is a recognized and authorized use, as identified in the CRMP.

2. Have significant impacts on such natural resources and unique geographic characteristics as historic or cultural resources; park, recreation, or refuge lands; wilderness areas; wild or scenic rivers; national natural landmarks; sole or principal drinking water aquifers; prime farmlands; wetlands (Executive Order 11990); floodplains (Executive Order 11988); national monuments; migratory birds; or ecologically significant or critical areas, or is not in compliance with the Fish and Wildlife Coordination Act.

Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Specialist Signature/Date: Water Quality & Wetlands/Floodplains: /s/ <i>Allen Tarter</i> 7/29/2010 Sensitive Plants: /s/ <i>Mark Steiger</i> 7/29/2010
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*Comments/Explanation:* The allotment contains no unique natural or cultural features that would be affected by this transfer, and no ecologically significant or critical areas occur in the general area of the allotment. Sensitive plants: No T&E or Bureau Sensitive plant species are known to occur within the confines, or within the immediate vicinity, of the Camp Creek Allotment, and as a consequence this action is not expected to have any

affect on any known T&E or Bureau sensitive plant species.		
3. Have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2)(E)].		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Specialist Signature/Date: /s/ <i>Christina Handy</i> 7/29/2010
<i>Comments/Explanation:</i> This administrative action would not have highly controversial environmental effects or involve unresolved conflicts concerning alternative uses of available resources [NEPA Section 102(2) (E)]. All known conflicts and controversial effects (such as OHV/livestock grazing) are managed under the CRMP and the grazing permit's terms and conditions. The proposed transfer of grazing preferences would result in no changes to current livestock grazing management; this is a routine administrative procedure. (EA#ID-2005-EA-011)		
4. Have highly uncertain and potentially significant environmental effects or involve unique or unknown environmental risks.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Specialist Signature/Date: /s/ <i>Christina Handy</i> 7/29/2010
<i>Comments/Explanation:</i> Livestock grazing is an ongoing activity, the continuation of which poses no unique or unknown environmental risks. (EA#ID-2005-EA-011, Appendix A2 pp.5-8)		
5. Establish a precedent for future actions or represent a decision in principle about future actions with potentially significant environmental effects.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Specialist Signature/Date: /s/ <i>Christina Handy</i> 7/29/2010
<i>Comments/Explanation:</i> Transfer of grazing preference which is consistent with the previous permit, is a routine administrative procedure. This action neither establishes a precedent for future actions nor represents a decision in principle about future actions with potentially significant environmental effects. A Rangeland Health Assessment, Evaluation and Determination of conformance with Idaho's Standards for Rangeland Health and Guidelines for Livestock Grazing Management and NEPA assessment for grazing permit renewal were completed August 25, 2008, and a DNA-#DOI-BLM-ID-B010-2010-0066-DNA completed (July 2010).		
6. Have a direct relationship to other actions with individually insignificant, but cumulatively significant environmental effects.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Specialist Signature/Date: /s/ <i>Christina Handy</i> 7/29/2010
<i>Comments/Explanation:</i> This administrative action does not have a direct relationship to other actions with individually insignificant, but cumulatively significant environmental effects. The impacts of livestock grazing in conjunction or cumulatively with other on-the-ground activities are already occurring, and would continue at the current rate (36 AUMs) and intensity as the existing permitted actions. Transferring existing grazing preference is consistent with the current authorization and is neither individually nor cumulatively significant. (EA#ID-2005-EA-011 pp. 39-43)		
7. Have significant impacts on properties listed or eligible for listing on the National Register of Historic Places as determined by either the bureau or office.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Specialist Signature/Date: /s/ <i>Dean C. Shaw</i> 8/2/2010
<i>Comments/Explanation:</i> The affected grazing allotment contains no known properties listed, or eligible for listing, on the National Register of Historic Places.		
8. Have significant impacts on species listed or proposed to be listed on the List of Endangered or Threatened Species, or on designated Critical Habitat for these species.		
Yes <input type="checkbox"/>	No <input checked="" type="checkbox"/>	Specialist Signature/Date for Plants: /s/ <i>Mark Steiger</i> 7/29/2010 Specialist Signature/Date for Wildlife: /s/ <i>Jill Holderman</i> 7/29/2010 Specialist Signature/Date for Fisheries/Aquatics: /s/ <i>Allen Tarter</i> 7/29/2010
Plants <i>Comments/Explanation:</i> No known federally listed, candidate, or BLM special status plant species occur within the area of the proposed action.		
Wildlife <i>Comments/Explanation:</i> No known federally listed wildlife species are known to be present. Greater sage-grouse (a candidate species) is known to occur in the allotment. The allotment is within potential habitat for southern Idaho ground squirrel (a candidate species) and California bighorn sheep (a BLM sensitive species). The		

proposed transfer would not be expected to result in adverse impact because the proposed transfer of grazing preferences would result in no changes to current livestock grazing management. (EA#ID-110-2005-EA-011, Appendix A2 p. 6)

Aquatics *Comments/Explanation:* No known federally listed, candidate, or BLM special status aquatic species occur within the area of the proposed action.

9. Violate a Federal, State, local or tribal law or requirement imposed for the protection of the environment.

Yes  No  Specialist Signature/Date: /s/ *Dean C. Shaw* 8/2/2010

*Comments/Explanation:* This routine administrative procedure is consistent and compatible with all known Federal, State, local and Tribal laws or requirements imposed for protection of the environment.

10. Have a disproportionately high and adverse effect on low income or minority populations (Executive Order 12898).

Yes  No  Specialist Signature/Date: /s/ *Christina Handy* 8/2/2010

*Comments/Explanation:* There are no known low income or minority populations in the area of the proposed action. However, if low income or minority populations do exist, the transfer of existing grazing preferences would not be expected to have a disproportionately high or adverse effect on these populations.

11. Limit access to and ceremonial use of Indian sacred sites on Federal lands by Indian religious practitioners or significantly adversely affect the physical integrity of such sacred sites (Executive Order 13007).

Yes  No  Specialist Signature/Date: /s/ *Dean C. Shaw* 8/2/2010

*Comments/Explanation:* There are no known ceremonial and/or sacred sites on public land in this allotment. However if sites were to be discovered in the future, the continuation of an ongoing activity would not limit access for ceremonial use of Indian sacred sites by Indian religious practitioners; nor would there be adverse affects to the physical integrity of sacred sites.

12. Contribute to the introduction, continued existence, or spread of noxious weeds or non-native invasive species known to occur in the area or actions that may promote the introduction, growth, or expansion of the range of such species (Federal Noxious Weed Control Act and Executive Order 13112).

Yes  No  Specialist Signature/Date: /s/ *Lara Hannon* 7/29/2010

*Comments/Explanation:* Transferring grazing preferences for the continuation of current authorized grazing would not cause additional influences to existing noxious weeds or non-native invasive species.

I certify that none of the Departmental exceptions (Extraordinary Circumstances) listed in the above Part II (516 DM 2, Appendix 2) apply to this action; therefore, this categorical exclusion is appropriate for this situation.

**Remarks:** The transfer of grazing preference would allow for continued management of livestock grazing on an existing allotment, is consistent with the previous grazing authorization, terms and conditions, and on-the-ground management. The actual issuance of a grazing permit to Camp Creek Meadows Partnership will be under a separate action and is addressed in DNA# DOI-BLM-ID-B010-2010-0066-DNA; and is in accordance with 43 CFR 4130.2 and 4160.1.

**Authorizing Official:** /s/ *Terry A. Humphrey*

**Date:** August 11, 2010

**Name:** Terry A. Humphrey

**Title:** Four Rivers Field Manager

### Part III – Decision

I have reviewed this plan conformance and NEPA compliance record statements above and have determined the Proposed Action is in conformance with the approved land use plan and that no further environmental analysis is required. It is my decision to approve the Grazing Preference Application and Preference Transfer Application submitted by Camp Creek Meadows Partnership.

**Mitigation Measures/Other Remarks:** None

**Remarks:** None

DOI-BLM-ID-B010-2010-0065-CX

Camp Creek Allotment

Grazing Preference Transfer

**Authorizing Official:** */s/ Terry A. Humphrey*

**Date:** August 11, 2010

**Name:** Terry A. Humphrey

**Title:** Four Rivers Field Manager